INDIANA STATE ETHICS COMMISSION



ETHICS DISCLOSURE STATEMENT CONFLICTS OF INTEREST — DECISIONS AND VOTING State Form 55860 (R / 10-16) OFFICE OF THE INSPECTOR GENERAL IC 4-2-6-9

DEC 21 2018

FILED

In accordance with IC 4-2-6-9, you must fi	le your disclosure with the Stat	te Ethics C	commission no later the	an seven (7)	
days after the conduct that gives rise to the agency appointing authority and ethics offi	e conflict. You must also including when filling this disclosure.	te a copy of This discl	of the notification provi	ded to your	
General's website.	- a	Tino dioc.	Joule will no boored or	rthe mapedior	
Name (/ast)	Name (first)	:	Name (middle)	to the same of the	
Warren Name of office or agency	Benjamin	· · · · · · · · · · · · · · · · · · ·	<u> </u>		
Indiana Underground Plant Protection Advisory Committee		Job title Committe	e Chair		
Address of office (number and street)		City	O Origin	ZIP code	
1433 Holey Moley Way	Green		od	46142	
Office telephone number	Office e-mail address (required)			La Salan Perint	
(317) 927-4622 Describe the conflict of interest:	bwarren@citizensenergygro	up.com			
Lam a member of the Underground Plant Protection Advisory Committee (Advisory Committee). By statute, I am appointed					
by the Governor and therefore, I am considered a "state appointee" for purposes of Ind. code 4-2-6-9. The Advisory Committee					
recommends penalties for excavation damage cases under Ind. code chapter 8-1-26. As per a formal advisory opinion					
of the Indiana State Ethics Commission,	, my participation in recomme	ending a p	enalty constitutes a "	decision or vote"	
for purposes of the conflict of interest rul		· 李明 90年 中山田田 - 1月 4 4	ंग विश्वेत के का निर्देश के तथा के स्वित के का के के के के के के का कर के क	graphing to the William Selection of the Selection Selection (Selection Selection Sele	
TO purposes of the connector meres, run	en e	Paramanananan	والإنجاز والمراور والمواجر المواجرة والمواجرة والمواجرة والمواجرة والمواجرة والمواجرة والمواجرة والمواجرة والمواجرة	ें को का कर को को की की की कर की की की की की के के का कुछ कुंचे हैं। 1	
en en gangan grapa kangan pangan pangan pangan pangan pangan pangan Pintan an Pintan an Pintan Anna Pintan Ann Pangan pangan panga	anak kalanan dari dari Manaka dari dari dari dari dari dari dari dar	·苏斯夫斯特 医家庭皮肤肉类	in kanaranan an arawa kanaran an arawa kanaran arawa kanaran an arawa kanaran arawa kanaran arawa kanaran araw	වෙවා සම්බේ විකාක කිරීමේ වුණු මුණු මුණු මුණු මුණු මුණු	
The majority of excavation damage cases have an operator and excavator as parties to the case. I work for Citizens					
Energy Group, a gas operator. Therefore, a conflict of interest would arise if I were to participate in a "decision or vote" in					
a case in which Citizens Energy Group is a named party.					
; _Y n troppe neet een een een een een een een een e	المساهيدة المناهدة يتدون واستدارات المعاودة والمحاصرة أفراق فيرق والمتاركة	শেশ্যারর মাহানে চরাই	াব চন্দ্ৰবাসকলাল সংগ্ৰহণ কৰি উপিন কৰিছা কৰি কৰিছা	ر چې د نه مد موسه پورېد مورځ که رکومه چې په ده وکار مورځ د په	
i Sanahan masalan mendipinin sejerkan beharan pendipunya, ataungan penginya,	**************************************	~~~~			
	 Substitute of the substitute of the	Type Queed the margin again	Fridance is the subsection and a major way.	MANAGET PREMARKATION CONTRACTOR	
নি প্ৰতিক্ৰিপ্তিৰ্গত আৰুৰ প্ৰতিক্ৰিক নিৰ্দেশ্য কৰি	రోజుకే సోడే కేరుకుడి విధారికే మాధాని కోరుకుంటే రాజువారు. వా	5426m25cm24	· · · · · · · · · · · · · · · · · · ·		
हें के का अनुकार के के प्रकार के किया के अधिकार के अधिकार के अधिकार के अधिकार की का अधिकार के आहे. 	epiti i in ana elitri a mantralita i innanzia angantralita angantra	प्रदेशकांक के विदेश से करते हैं।	おおかももまる かかた とわから かり なぶのず こから かたまん	Tatatalan bir bir dinastribitatu od.	
		*****************	Total wast guing mereniangs	nn sa a dha sa	
್ಟ್ ಪ್ರಾಪ್ತಿಕ ಕೆ.ಕೆ.ವಿದ್ಯಾಗಿಗಳ ಬಿಡ್ಡುವ ಪ್ರಸ್ತಿ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತಿಸಿದ್ದಾರೆ. ಇದೇ ಪ್ರಸ್ತಿಸಿದ ಕೆ.ಕೆ.ವಿದ್ಯಾಗಿಗಳ ಪ್ರಸ್ತಿಸಿದ್ದಾರೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತೆ ಪ್ರಸ್ತ	수 하는 것 같은 그 그 등 것 같은 것 같은 것 같은 것 같습니다. 그 그는 그 그 그 그 그 그 그 그 그 그 그 그 그 그 그 그 그	and the same of th	ات المنافعة المنافعة الم	रितिस्पर्कत्वसम्बद्धाः । स्टब्स्य स्टब्स्य सम्बद्धाः ॥ ४०	
र्वे विकास के बंद कर के ब्रोह के पान के कर के किए कर कर के किए कर	विषयिक्षां प्रतिकार के किस्ती क	والمرازع وإلام والأواد	والمرابع معرفه والمراهر يعرفها معرفها والمراهد والمراجع و	والمراج والمراجع في المراجع المراجع في المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع	
। বিশেষক বিশেষ কৰিব কৰিব নিৰ্মাণ কৰিব নিৰ্মাণ কৰিব কৰিব কৰিব কৰিব কৰিব কৰিব কৰিব কৰিব					
				विकेशिक्षित्रवाहरूराच्या क्राप्त्रकारः 	
a angang ang kanang pang ang ang ang ang kanang ang kanang ang ang ang ang ang ang ang ang an	una, un antigen de la proposition de la societa de la soci	kindenii intota	zasm zanją (syjeska) kak bakid a		
i ne vezi koko kiri kizi e kizi kozar ezizi zizinteki a eze ese zizizizikoko elektriza e eta a ziziziko e en k	有点有 医克里氏试验检 医克斯特氏 化水油 医乳油 阿拉斯斯斯特氏 医乙酰基苯甲基	landa kana ing kalawasa	Tanana da arabahan salah arabahan da a	i in musika sama kina ayan ing pangangan sa katang sa katang sa katang sa katang sa katang sa katang sa katang Katang katang sa kat	
··· ·· · · · · · · · · · · · · · · · ·					
्रिकेट दें तीर में भी में में में में केट के दें में भी भी भारत के केट किया में मान के किया में में में मान से किया में	表示的形式表现是这些是不同时的影响的对象。	केले माने कॉल इसके क्रांक को है।	للبنديد توريديد فنزعزه رمويدوره والانوام يويد خراج فإيمامه إيوره به غيز		

Describe the screen established by your ethics officer: (Altach additional pages as ne Whenever Citizens Energy Group is a named part to a case, I will abstain from	eded.) m the penalty recommendation pursuant to
the Advisory Committee's Bylaws. I will not comment on the case and I will a	bstain from the discussion and
recommendation. My abstention will be recorded on the Case Recommenda	tion Form.
s aperate are estate transformed to a substitution of the control of the substitution and the second of the established by the	न् तमानिक करनी के बेब के बेस्टर दो नहीं है है राजने सम्बद्धित तमा बेहिसी हैं में कि तरी है के बेहिसी की में मह -
· 上面,我们的一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个	Carrie - commune atta agree as well the west as the section of the
و يوم ورم ويوه يو مونو ه ه يوس مي ويوم مي يوم و و دي و يوم يو يوم يوم يوم يوم يوم يوم يوم ي	అంగా మండి మండి ముంది. మండు ముందు ముందు మండు మండి మీది మండు అనికి మీదు మండు మండు మండు మండు మండు మండు మండు మండ
nder könn en frammen mag en som en flagt statt fram en en en flegt for tode en flagt flagter beskelter beskelte	en e eque e e en ene aport d'anno a toppe à quar è de est e est mattebaren bain
	engrina saga naragus saga marahan bahan bahan bahan aran da sagar da sagar bahan da bahan da bahan da bahan da
కారాలు ప్రముణ ముఖ్యములు మార్గాలు ప్రాంతిన కోడి ప్రవాణ మార్గాలు కారాలు కూడి మార్గాలు కూడి మార్గాలు కూడి మార్గాలు	
- 	والأوافات والأسام المعادية المعادية في المنافقة والمعار المناس والمعادث والمعادية والمعارية والمراوية والمراوية
ৢৣয়ড়ৢয়ৢয়ৢয়ৢয়ৼৼৼড়ড়ৢঀড়ৢড়ৢড়ৢড়ৢড়ৢড়ড়ড়ড়ড়ড়ড়ড়ড়ড়ড়ড়ড়	e produce pou la comprese e se cal des encolas albeitados estres del Sorte actividades del ministrativa del ma
ተመጀት በሚያቸውን ተመት ያቸው ያቸው የተመጽ ኒኮንስ ያውን ውስታ የሚያው የመመረባ በማንድ በመመር መመንስ መንስመንስ መንስመንስ እንደ ተመመረት የነገር የሚያው የ መጀር በመንስ	প্ৰত্যক্তৰ বৰ্ণনালৈ সৈতি কৰা প্ৰথম কৰে পৰি চাৰকাৰ সম্প্ৰতাৰিক বা এক সমিনালাকে বা ব্যৱহাৰ কৰি কৰি ইন্ত্ৰী কৰু
t nama nama mang mga katang mga nama nama nama na mga nama nama	क्षेत्र केंद्रिकोर्ट में केंद्रिकोर्ट केंद्रिकोर्ट केंद्रिक केंद्रिक केंद्रिक केंद्रिकोर्ट केंद्रिकोर्ट केंद्र
an a	د دُيِع بِينِ يُورِونَ بِخِيرِ مِنْهِ مَا يَعْدُ لَمَ بِدِيْكُمْ مَا يُرْسَدُ مَا مُدَّمِّدُ مِنْهِ بِعَيْنَ أَن
	De la comitación de la composição de la com
AFFIRMATION	hat with a first of the second of the second
Your signature below affirms that your disclosures on this form are true, com knowledge and belief. In addition to this form, you have attached a copy of y	
appointing authority and ethics officer.	
Signature of state officer, employee or special state appointee	Date signed (month, day, year)
Printed till name of state officer, employee or special state appointee Benjamin Warren	
FOR ETHICS OFFICER USE ON	i i i i i i i i i i i i i i i i i i i
Your signature below affirms that you have reviewed this disclosure form and best of your knowledge and belief. You also attest that your agency has imp	
Signature of ethics officer	Date signed (month, day, year)
Frigled full name of ethics officer	12/20/2018
Beth E. Heline	

INDIANA STATE ETHICS COMMISSION

Cooper, Jennifer

From:

Heline, Beth E.

DEC 21 2018

Sent:

Thursday, December 20, 2018 11:11 AM

To:

Nossett, James (Michael)

Cc:

Jackson, Sharon; Huston, James (IURC); Heater, Ryan Poon, DeAnna

Subject:

UPPAC Conflict of Interest Disclosures

Attachments:

2018-12-20 Ltr to Gov re UPPAC ethics disclosures.pdf; Ao No. 16-I-12 IURC (UPPAC).pdf; Miller 2018.pdf; Ritter 2018.pdf; Selking 2018.pdf; Sontag 2018.pdf;

Walters 2018.pdf; Warren 2018.pdf

Michael,

Please find attached the notice for Governor Holcomb regarding the conflict of interest disclosures for the members of the Indiana Underground Plant Protection Advisory Committee (UPPAC).

As you know, the UPPAC is required under Ind. Code § 4-2-6-9(b)(2)(D) to disclose to its appointing authority, Governor Holcomb, any conflict of interests regarding decisions and voting. Due to the nature of what the members review and the type of members required (i.e. members are statutorily required to be a part of the operator and excavator community and they review cases regarding operators and excavators), there are frequent conflicts. The UPPAC sought an opinion by the State Ethics Commission in 2016 (attached) regarding whether members must submit a disclosure every time there is a conflict, noting that "members would need to file disclosures for about 800 or more cases annually, or an average of more than 50 disclosures for one meeting, if they were required to file a form for every identified potential conflict of interests". Pg. 6. The State Ethics Commission stated, "[D]ue to the unusually high number of cases in which the members would have the same potential conflict of interests, the Advisory Committee members can file a Conflict of Interest - Decisions and Votes disclosure form with the OIG on an annual basis that details the ongoing potential conflict of interests, due to their employment with companies involved in cases before the Advisory Committee, and the screening mechanism implemented and overseen by the IURC to address the potential conflict of interests." Pg. 7. This year's financial interest disclosures for each UPPAC member are attached.

Please let me know if you have any questions or if you need any additional information.

Thank you, Beth

Beth E. Heline

General Counsel

Indiana Utility Regulatory Commission

101 W. Washington St., Suite 1500 East

Indianapolis, IN 46204 Direct line: (317) 232-2092

Fax #: (317) 232-6758

Email: bheline@urc.in.gov

Confidentiality Notice: This e-mail transmission may contain deliberative, confidential or other legally privileged information that is not subject to public disclosure under Ind. Code § 5-14-3-4(b), and is intended only for the individual or entity named in the e-mail address. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or reliance upon the contents of this e-mail is strictly prohibited.

If you have received this e-mail transmission in error, please reply to the sender, so that the Indiana Utility Regulatory Commission's Office of General Counsel can arrange for proper delivery, and then please delete the message from your inbox. Thank you.

STATE of INDIANA



INDIANA UTILITY REGULATORY COMMISSION 101 WEST WASHINGTON STREET, SUITE 1500 EAST INDIANAPOLIS, INDIANA 46204-3419 www.in.gov/iurc Office: (317) 232-2701 Facsimile: (317) 232-6758

Via email

December 20, 2018 INDIANA STATE ETHICS COMMISSION

The Honorable Eric J. Holcomb 200 West Washington Street Indianapolis, Indiana 46204

DEC 21 2018

Dear Governor Holcomb:

FILED

The Underground Plant Protection Advisory Committee (UPPAC) provides penalty recommendations to the Indiana Utility Regulatory Commission (IURC) regarding findings of violations of the excavation damages statute, Indiana Code chapter 8-1-26. UPPAC members are Governor appointees who are required by statute to be representatives of various stakeholders in this process, including utility and excavation companies who are often parties in excavation damages cases. In compliance with Indiana Code § 4-2-6-9, UPPAC members who are employees of a party in a case have abstained from the discussion and voting on penalty recommendations that could involve their employer. On June 9, 2016, the Indiana State Ethics Commission issued a formal advisory opinion (attached) stating that UPPAC members in this situation need to submit a conflict of interest disclosure statement on at least an annual basis, indicating the possible conflict regarding their employer and the screening process in place that requires UPPAC members to abstain from the discussion and vote on any penalty recommendation involving their employer.

In your role as the appointing authority for UPPAC, and in my role as the Ethics Officer for UPPAC, please consider this letter your official notification from UPPAC members Ralph Miller, Mark Ritter, Luke Selking, Scott Sontag, Blaine Walters, and Ben Warren, as required by Indiana Code § 4-2-6-9, of these possible conflicts of interest, with the attached disclosure statements, and the ongoing screening process of abstaining from any discussion or vote regarding penalty recommendations involving their employers.

Please have your staff contact me if you have any questions or if you require any additional information.

Sincerely.

Beth E. Heline, General Counsel

Indiana Utility Regulatory Commission

enclosures (7)

cc: Michael Nossett Sharon Jackson